KAHN SWICK & FOTI, LLC

KIM E. MILLER (KM-6996) BRUCE W. DONA (BD-3730) 250 Park Avenue, Suite 2040 New York, NY 10177

Telephone: (212) 696-3730 Fax: (504) 455-1498

-and-

LEWIS S. KAHN 206 Covington St. Madisonville, LA 70447 Telephone: (504) 455-1400 Fax: (504) 455-1498

Counsel for Movant James Duncan

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

LEWIS S. CLARK and PATRICIA E. CLARK, Individually And On Behalf of All Others Similarly Situated, Plaintiffs, vs.)) Case: 13-CV-3851-RPP) HON. JUDGE ROBERT P.) PATTERSON)
BARRICK GOLD CORPORATION, AARON W. REGENT, JAMIE C. SOLASKY, and AMMAR AL-JOUNDI, Defendants.))))

(caption continued on the following page)

NOTICE OF WITHDRAWAL OF THE MOTION OF JAMES DUNCAN TO CONSOLIDATE RELATED ACTIONS; TO BE APPOINTED LEAD PLAINTIFF; AND TO APPROVE PROPOSED LEAD PLAINTIFF'S CHOICE OF COUNSEL

CLEMENT BERNARD, Individually And On Behalf of All Others Similarly Situated, Case: 13-CV-4123-RPP Plaintiff, HON. JUDGE ROBERT P. **PATTERSON** vs. BARRICK GOLD CORPORATION, AARON W. REGENT, JAMIE C. SOLASKY, and AMMAR AL-JOUNDI, Defendants.

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

Upon review of the lead plaintiff motions filed with the Court on August 5, 2013, lead plaintiff movant James Duncan hereby respectfully withdraws his lead plaintiff motion, as he appears to not have the largest financial interest. This notice shall have no effect on, and is without prejudice to Mr. Duncan's status as a member of the proposed class, including, but not limited to, the right to share in any recovery from the resolution of this litigation through settlement, judgment, or otherwise.

Dated: August 6, 2013 Respectfully submitted,

KAHN SWICK & FOTI, LLC

/s/ Kim E. Miller_

Kim E. Miller (KM-6996) Bruce W. Dona (BD-3730) 250 Park Avenue, Suite 2040

New York, NY 10177

Telephone: (212) 696-3730 Facsimile: (504) 455-1498

-and-

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Lewis S. Kahn 206 Covington St. Madisonville, LA 70447 Telephone (504) 455-1400 Facsimile: (504) 455-1498

Counsel for Movant James Duncan

CERTIFICATE OF SERVICE

I hereby certify that this Withdrawal was filed through the ECF system and will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF), and paper copies will be sent to those indicated as non-registered participants on August 6, 2013.

/s/ Kim E. Miller Kim E. Miller